

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-1789 (CGM)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

**[PROPOSED] ORDER GRANTING TRUSTEE’S FORTY-NINTH OMNIBUS MOTION  
TO AFFIRM THE TRUSTEE’S CLAIMS DETERMINATIONS AND  
OVERRULE OBJECTIONS THAT APPEAR TO RAISE FACTUAL ISSUES**

Upon consideration of the motion (the “Motion”) [Docket No. \_\_], by Irving H. Picard, trustee (“Trustee”) for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC (“BLMIS”) and the chapter 7 estate of Bernard L. Madoff (“Madoff”) (collectively, “Debtor”), in the above-captioned SIPA<sup>1</sup> liquidation proceeding seeking to have the Court affirm his claims determinations and overrule the related objections that appear to raise customer-specific factual issues (the “Objections”); and the Claims to be disallowed and Objections to be overruled are identified in Exhibit A to the Declaration of Vineet Sehgal in Support of the Motion, [Docket No. \_\_]; and due and proper notice of the Motion having been given and it appearing that no other or further notice need be provided; and the Court having

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<sup>1</sup> All capitalized terms not defined herein shall have the meaning ascribed in the Motion.

found and determined that the relief sought in the Motion as set forth herein is in the best interests of the Debtor, its estate, creditors, and all parties in interest; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Motion is granted to the extent provided herein; and it is further

ORDERED that the Claims listed on Exhibit A hereto are disallowed; and it is further

ORDERED that the Trustee's Claims determinations regarding the Claims listed on Exhibit A are affirmed; and it is further

ORDERED that the Objections listed on Exhibit A are overruled; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

**IN RE: BLMIS. CASE NO: 08-01789 (CGM)**

**EXHIBIT A – CLAIMS AND OBJECTIONS**

<b>Objecting Party</b>	<b>Claim Number</b>	<b>Objection To Determination Docket Number</b>	<b>Counsel</b>	<b>Account Name</b>	<b>Account Number</b>
The Daprex Profit Sharing and 401(k) Plan	002411	2859 2860	Becker & Poliakoff, LLP	Daprex Profit Sharing And 401K Plan	1D0053
Florence Roth	000712	2449	Milberg LLP	Florence Roth	1R0047
Janet Jaffin Revocable Trust	002511	2815	Jaspan Schlesinger LLP	Janet Jaffin Revocable Trust	1CM093
Jennie Brett	000048	2515 2795	Thomas E. Brett, Esq.	Jennie Brett	1B0060
Jennie Brett	000047	2794	Thomas E. Brett, Esq.	Jennie Brett	1B0192
Jonathan Schwartz as Trustee for the benefit of Nancy M. Riehm	004891	2774	Becker & Poliakoff, LLP	Jonathan Schwartz As Trustee FBO Nancy M Riehm	1ZB496
Konigsberg Wolf & Co. PC 401-K Plan #2	001604	2857	Norman A. Kaplan, Esq.	Konigsberg Wolf & Co PC 401-K Plan #2	1K0106
Robert Hirsch and/or Lee Hirsch J/T WROS	001340	908	Phillips Nizer LLP	Robert Hirsch And/Or Lee Hirsch J/T WROS	1ZA828